

<sup>1</sup> Jackson styles his submission as “MOTION TO AMEND JUDGEMENT PURSUANT TO FEDERAL RULES OF CIVIL PROCEDURE RULE 15(c).” (ECF No. 215). Jackson asserts that in 1994, the court improperly imposed an enhanced sentence in his case based on a prior conviction that does not qualify as a crime of violence as required to support enhancement. On this ground, Jackson asserts that he is now entitled to be resentenced. Jackson cites no authority indicating that Rule 15(c) or any other provision authorizes the court to amend a § 2255 motion that is no longer pending, and I find no such authority.

records indicate that Jackson previously filed a § 2255 motion concerning this same conviction and sentence. *Jackson v. United States*, No. 7:05CV00781 (W.D. Va. Jan. 3, 2006). Jackson also filed an earlier motion raising his current claims regarding his career offender sentence, which I construed and dismissed as a successive § 2255 motion. *United States v. Jackson*, Nos. 5:93CR30025, 5:12CV80434 (W.D. Va. April 24, 2012). Because Jackson offers no indication that he has obtained certification from the court of appeals to file a successive § 2255 motion, I must dismiss Jackson's current action without prejudice.

A separate Final Order will be entered herewith.

DATED: November 30, 2012

/s/ James P. Jones  
United States District Judge